

SENATE BILL 2704

By Finney R.

AN ACT to amend Tennessee Code Annotated, Title 8,
Chapter 36, Part 8, relative to retirement.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 8-36-805, is amended by designating the current language as subsection "(a)" and by adding the following new language, to be designated as subsection "(b)":

(b) As an alternative to the option available pursuant to subsection (a), any retired member or prior class member of the Tennessee consolidated retirement system, or any retiree of a local retirement fund receiving benefits in accordance with chapter 35, part 3 of this title may return to service in any year-round position covered by the Tennessee consolidated retirement system and continue to draw his or her retirement allowance; provided, that all of the following conditions are met:

(1) The retired member does not return to service until the expiration of at least sixty (60) calendar days from the member's effective date of retirement;

(2) If the member retired from state government service, then such year-round position consists of local government service; or, alternatively, if the member retired from local government service, then such year-round position consists of state government service; and

(3) If the member retired from state government service, then the member's retirement allowance shall not be increased, based on subsequent local government service; or, alternatively, if the member retired from local government service, then the member's retirement allowance shall not be increased, based on subsequent state government service.

SECTION 2. This act shall take effect July 1, 2008, the public welfare requiring it.

